

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

HONEYWELL INTERNATIONAL INC.)	
and HONEYWELL INTELLECTUAL)	
PROPERTIES INC.,)	
)	
Plaintiffs,)	
)	
v.)	C.A. No. 04-1338- JJF
)	(Consolidated)
)	
APPLE COMPUTER, INC., et al.,)	PUBLIC VERSION
)	
Defendants.)	

**REVISED DECLARATION OF MATTHEW L. WOODS IN SUPPORT OF
PLAINTIFFS' COUNTER-STATEMENT OF FACTS**

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HONEYWELL INTERNATIONAL, INC.)	
and HONEYWELL INTELLECTUAL)	
PROPERTIES, INC.,)	
)	C.A. No. 04-1338-JJF
Plaintiffs,)	(Consolidated)
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v.)	
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APPLE COMPUTER, INC., et al.)	
)	
Defendants.)	

**REVISED DECLARATION OF MATTHEW L. WOODS IN SUPPORT OF
PLAINTIFFS' COUNTER STATEMENT OF FACTS**

I, MATTHEW L. WOODS, do hereby state as follows:

1. I am an attorney at law and licensed to practice law in the State of Minnesota, and a partner of the law firm of Robins, Kaplan, Miller & Ciresi, LLP, counsel of record for Plaintiff Honeywell International, Inc. and Honeywell Intellectual Properties, Inc. (together "Honeywell") in this action. I have personal knowledge of the facts set forth herein and /or am familiar with the records and correspondence of others maintained in the file on this matter and referenced herein. If called and sworn as a witness, could and would testify competently thereto.

2. Attached hereto as Exhibit A is a true and correct copy of PLAINTIFFS' [Verified] ANSWERS TO CITIZEN WATCH CO., LTD. AND CITIZEN DISPLAYS CO., LTD.'S FIRST SET OF INTERROGATORIES (NO. 1-9) dated November 6, 2006, and served on Citizen on November 6, 2006.

3. Attached hereto as Exhibit B is a true and correct copy of a June 13, 2005 letter from Steven Rizzi, counsel for Matsushita Electrical Industrial Co., Ltd. and Panasonic

Corporation of North America (*fka* Matsushita Electric Corporation of America), to Matthew Woods.

4. Attached hereto as Exhibit C is a true and correct copy of a May 27, 2005 letter from Matthew Woods to all counsel of record.

5. Attached hereto as Exhibit D is a true and correct copy of the Transcript of the September 9, 2005 Telephone Conference with Judge Jordan.

6. Attached hereto as Exhibit E is a true and correct copy of a May 18, 2005 letter from Matthew Woods to all counsel of record.

7. Attached hereto as Exhibit F is a true and correct copy of an October 28, 2005 letter from Steven Rizzi to Matthew Woods.

8. Attached hereto as Exhibit G is a true and correct copy of a December 21, 2005 letter from Matthew Woods to all counsel of newly named defendants, often referred to as the "Manufacturer Defendants".

9. Attached hereto as Exhibit H is a true and correct copy of a December 30, 2005 letter from Richard Horwitz, writing on behalf of number of Defendants to include Matsushita and Citizen Systems America, to Matthew Woods.

10. Attached hereto as Exhibit I is a true and correct copy of PLAINTIFF HONEYWELL'S STATUS REPORT filed on January 9, 2006.

11. Attached hereto as Exhibit J is a true and correct copy of the Transcript of the March 13, 2006 Telephone Conference with Judge Jordan.

12. Attached hereto as Exhibit K is a true and correct copy of RESPONSES AND OBJECTIONS OF DEFENDANTS CITIZEN WATCH CO., LTD. AND CITIZEN DISPLAYS CO., LTD. TO PLAINTIFFS' FIRST SET OF INTERROGATORIES dated May 19, 2006.

13. Attached hereto as Exhibit L is a true and correct copy of PLAINTIFFS' FIRST SET OF INTERROGATORIES TO MATSUSHITA ELECTRIC CORPORATION OF AMERICA dated March 29, 2006, served on March 29, 2006.

14. Attached hereto as Exhibit M is a true and correct copy of a letter from Thomas Grimm, counsel for Honeywell, to Judge Thyng filed January 24, 2007.

15. Attached hereto as Exhibit N is a true and correct copy of the Transcript of the January 25, 2007 Telephone Conference with Judge Thyng.

16. Attached hereto as Exhibit O is a true and correct copy of a September 11, 2006 letter from Clarence Snodgrass, paralegal for Citizen, to Stacie Oberts, counsel for Honeywell.

17. Attached hereto as Exhibit P is a true and correct copy of a December 21, 2007 letter from David Ben-Meir, counsel for Citizen, to Denise Rahne, counsel for Honeywell.

18. Attached hereto as Exhibit Q is a true and correct copy of a January 22, 2008 letter from David Ben-Meir to Amy Softich, counsel for Honeywell.

19. Attached hereto as Exhibit R is a true and correct copy of an April 29, 2008 letter from Matthew Woods to David Ben-Meir, and copied to Steven Rizzi.

20. Attached hereto as Exhibit S is a true and correct copy of an April 29, 2008 email from David Ben-Meir to Matthew Woods.

21. Attached hereto as Exhibit T is a true and correct copy of April 30, 2008 emails between Matthew Woods and David Ben-Meir, and copied to Steven Reiss, counsel for Matsushita.

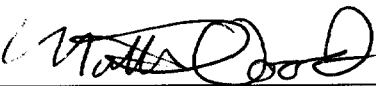
22. Since the case against Matsushita was stayed by Judge Jordan in May 2006, Matsushita has not been actively involved in this matter on any regular basis, and has not participated (aside from the disclosures pursuant to Judge Jordan's Orders) in regular discovery.

For example, Honeywell's first interrogatories to Matsushita, referenced in paragraph 8 above remain unanswered, and no Matsushita representative has been deposed in this case.

23. Honeywell's motion seeking discovery from the Customer Defendants, including Matsushita (D.I. 724; *see also* D.I. 732) remains pending.

24. As of this date, Matsushita has not clarified to Honeywell what its position is with regard to Citizen's pending Motion for Summary Judgment of Non-Infringement, nor has it stated whether it still maintains the position it asserted as its Sixth Defense: Third Party Liability in paragraph 61 of its answer to Honeywell's Complaint (D.I. 92; D.I. 93.)

I declare under penalty of perjury that the foregoing is true and correct. Executed this 4th day of June, 2008.


Matthew L. Woods

CERTIFICATE OF SERVICE

I hereby certify that on June 13, 2008, I electronically filed the foregoing document with the Clerk of Court using CM/ECF, which will send notification of such filing to all registered participants.

I also certify that on June 13, 2008, I caused to be served true and correct copies of the foregoing on the following as indicated below:

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